

**MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS
MINUTES OF JANUARY 22, 2004**

The Board of Chiropractic Examiners met at the Hampton Inn and Suites, Jackson, MS. The meeting was called to order at 8:10 a.m. by Chairman Walker.

Those present: Thomas Walker, D.C., Chairman
 Munson Hinman, D.C., Vice Chairman
 L. A. Norville, D.C.
 Rick C. Murphree, D.C.
 David Ritch, D.C.
 Brian W. Amy, M.D.
 Steve Lawrence, Board Attorney
 Richard Walker, D.C., Executive Secretary

Chairman Walker declared a quorum.

Dr. Norville motioned to accept the minutes of October 23, 2003, Board meeting. Seconded by Dr. Murphree. Motion passed unanimously.

The Executive Secretary gave the following financial report: Appropriation for FY2004 is \$44,540.00. Expenses \$20,487.79. Cash in State Treasury is \$110,249.65. Dr. Norville motioned to accept the report as read. Dr. Ritch seconded. Motion passed unanimously.

Dr. Hinman discussed the Mississippi Chiropractic Association continuing education hours given in March and June, 2004. Dr. Murphree motioned to accept. Dr. Hinman seconded. Motion passed unanimously.

Dr. Hinman discussed the Gulf Coast Chiropractic Association continuing education hours being given on August 21, 2004. Dr. Murphree motioned to accept. Dr. Hinman seconded. Motion passed unanimously.

There was no rules and regulations report.

Dr. Ritch motioned to allow the following graduate chiropractors to sit the Jurisprudence examination: William Brent Cumberland, D.C.; Ryan J. Klier, D.C.; and Benjamin W. Smith, III, D.C. They have met all requirements. Dr. Norville seconded. Motion passed unanimously.

Dr. Norville discussed legislative efforts concerning the Board's additional FY2004 funding bill.

Executive Secretary gave an update on the website.

Dr. Murphree motioned to accept final action on Rules 8 and 13 with the following changes. On Rule 8, change three days to seven days and thirty days to sixty days. Dr. Norville seconded. Motion passed unanimously.

The Chairman gave an update on the jurisprudence test validation.

Concerning the complaint #23-01, Dr. Murphree motioned to remove this complaint from the agenda since all parties had agreed upon a settlement. Dr. Norville seconded. Motion passed unanimously.

The Chairman reported that the meeting with Arkansas concerning inter-jurisdictional mobility will take place in May at the Federation of Chiropractic Licensing Board's annual meeting.

Under New Business, Dr. Ben Smith came before the Board to discuss his arrest while he was in school. Dr. Ryan Klier came before the Board to discuss his arrest while he was in school.

Concerning complaint #23-04, Dr. Norville made the motion to remand to the files this complaint. Dr. Ritch seconded. Motion passed unanimously.

Concerning complaint #23-05, Dr. Murphree motioned to remove from the agenda since the complainant has withdrawn his complaint. Dr. Norville seconded. Motion passed unanimously.

Concerning complaint #23-06, Dr. Hinman motioned to pursue this complaint with the Attorney General's office and the court system. It was referred to our Board Attorney for further action. Dr. Norville seconded. Motion passed unanimously.

Dr. Murphree nominated Dr. Tom Walker to be the 2004 voting delegate to the National Board of Chiropractic Examiners and Federation of Chiropractic Licensing Boards. There being no further nominations, Dr. Murphree motioned to accept Dr. Walker by acclamation. Dr. Hinman seconded. Motion passed unanimously.

Dr. Norville motioned to approve Patrick Ballard, D.C. for the extern program, with Mack Ballard, D.C., as the sponsoring doctor. Dr. Murphree seconded. Motion passed unanimously.

Dr. Ritch motioned to approve Thomas Johnson, D.C. for the extern program, with Gary Branham, D.C., as the sponsoring doctor. Dr. Murphree seconded. Motion passed unanimously.

Dr. Norville motioned that the application fee for the extern and the application fee for the chiropractic licensure to two distinct, separate fees. Dr. Murphree seconded. Motion passed unanimously.

Dr. Murphree motioned concerning the “75-year-old” rule, the age of the doctor at the June 30th renewal will be the age of record. Dr. Hinman seconded. Motion passed unanimously.

Dr. Ritch motioned the following doctors have passed the Jurisprudence examination and will be issued a license: William Brent Cumberland, D.C.; Ryan J. Klier, D.C.; and Benjamin W. Smith, III, D.C. Dr. Norville seconded. Motion passed unanimously.

Dr. Ritch motioned to bring Steven Tencer, D.C., before the Board during the April 2004 Board meeting for an administrative hearing (Complaint #24-01). Dr. Hinman seconded. Motion passed unanimously.

Chairman Walker commended and congratulated Rick C. Murphree, D.C., for his 15 years of service and dedication to chiropractic and to the Mississippi State Board of Chiropractic Examiners. He has been an asset to not only the Board but the profession as a whole. He will be sorely missed.

Dr. Norville motioned to approve pay vouchers. Dr. Ritch seconded. Motion passed unanimously.

There being no further business, Dr. Murphree motioned for adjournment. Dr. Norville seconded. Motion passed unanimously.

Meeting adjourned at 10:20 a.m.

Next scheduled Board meeting: April 22, 2004
Next scheduled examination: April 22, 2004

Respectfully submitted,

Executive Secretary

2003 ANNUAL REPORT
MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS

The Mississippi State Board of Chiropractic Examiners is composed of five (5) chiropractors and the chief officer of the State Board of Health or his designate. The chiropractors are appointed by the Governor to serve for a term of five (5) years. Those serving for 2003 are: Thomas Walker, D.C., Chairman; Munson Hinman, D.C., Vice Chairman; L.A Norville, D.C.; Richard Murphree, D.C.; David Ritch, D.C.; and Brian Amy, M.D., designate of the State Board of Health.

The Board of Chiropractic Examiners functions without state or federal funds. We operate within the funds that are generated by license renewal fees and fees for application to write the examination, as well as late fees and some miscellaneous fees. License renewal fees are \$150, collected annually with twelve (12) hours of continuing education required annually.

Our budget for 2003 was \$45,440. Receipts for 2003 were \$80,960. Disbursements for 2003 were \$39,214.79.

The Mississippi State Board of Chiropractic Examiners is dedicated to upholding the law as enacted. Our primary duties are to ensure that all practitioners of chiropractic are qualified as defined by statute and that the consumer is served by professional, honest, and ethical practitioners. To this end, we regularly monitor office procedure and insurance reporting. We examine only in the chiropractic statutes as Parts I, II, III, IV, and physiotherapy of the National Board of Chiropractic Examiners are required before application to the state of Mississippi. The jurisprudence examination is given four times a year in Jackson, MS. A passing grade of 75 is required.

The following is a breakdown report of each item of business for your information.

Number of active license holders, 2003	326
Number of licenses issued in 2003	16
Number of licenses revoked in 2003 (nonpayment of renewal fees)	12
Number of licenses reinstated in 2003	2
Total number of licenses issued since 1973	1054
Number of applicants taking exam in 2003	16
Number of applicants passing exam in 2003	16
Number of complaints in 2003	5
Number of Chiropractic Assistants	222
Number of Chiropractic radiological technologist	37
Number of Insurance Claims Reviewers	5

**MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS
MINUTES OF APRIL 22, 2004**

The Board of Chiropractic Examiners met at the Hampton Inn and Suites, Jackson, MS. The meeting was called to order at 8:15 a.m. by Chairman Walker.

Those present: Thomas Walker, D.C., Chairman
 Munson Hinman, D.C., Vice Chairman
 L. A. Norville, D.C.
 David Ritch, D.C.
 Brian W. Amy, M.D.
 Steve Lawrence, Board Attorney
 Richard Walker, D.C., Executive Secretary

Those absent: Rick C. Murphree, D.C.

Chairman Walker declared a quorum.

Dr. Norville motioned to accept the minutes of January 22, 2004, Board meeting. Seconded by Dr. Ritch. Motion passed unanimously.

The Executive Secretary gave the following financial report: Appropriation for FY2004 is \$44,540.00. Expenses \$31,845.09. Cash in State Treasury is \$101,597.65. Dr. Hinman motioned to accept the report as read. Dr. Amy seconded. Motion passed unanimously.

There was no continuing education report.

There was no rules and regulations report.

Dr. Ritch motioned to allow the following graduate chiropractors to sit the Jurisprudence examination: Robert E. Roach, D.C.; Shelley M. Shoemake, D.C.; and Chris M. Faler, D.C. They have met all requirements. Dr. Amy seconded. Motion passed unanimously.

Under Old Business, Dr. Norville discussed the passage of the Chiropractic Physician bill.

Executive Secretary gave an update on the website. Test validation is complete and the validated test was used in this exam. Additional funding bill for FY2004 passed the legislature and was signed by the Governor. This will pay for test validation, website, and repair of computer.

Mr. Steve Lawrence, Board Attorney, updated Complaint #23-06.

Under New Business, Dr. Tom Walker, Chairman, recused himself. Dr. Hinman, Vice Chairman, took charge of the meeting and brought up the renewal of the Executive Secretary's contract. The renewal is from July 1, 2004 until June 30, 2006, at a monthly fee of \$2,000. After Board discussion, Dr. Norville motioned to accept and Dr. Amy seconded. Motion passed unanimously. Dr. Hinman returned the meeting to the Chairman.

Having met all requirements for reinstatement, Dr. Amy motioned to reinstate the license of J. Robert Hollis, Jr., D.C. Dr. Ritch seconded. Motion passed unanimously.

Having met all requirements for reinstatement, Dr. Norville motioned to reinstate the license of Steven Cox, D.C. Dr. Hinman seconded. Motion passed unanimously.

Dr. Hinman motioned to send one or two observers to the Mississippi Chiropractic Association Summer Convention. Dr. Ritch seconded. Motion passed unanimously.

At 8:30 a.m., the Board met with Robert Roach, Jr., D.C., to discuss his disciplinary action pending in Kentucky.

An administrative hearing concerning the license of Steven Tencer, D.C., was held at 9:00 a.m., with Dr. Tencer, his wife, and his attorney, Larry Clark, present. After discussion of the case by Steve Lawrence, Board Attorney, and Larry Clark, Dr. Tencer's attorney, Dr. Norville motioned to go into Executive Session at 9:47 a.m. Dr. Ritch seconded. Motion passed unanimously.

Dr. Norville made the motion to come out of Executive Session at 10:07 a.m. Dr. Ritch seconded. Motion passed unanimously.

The Board found Dr. Tencer guilty of being convicted of a felony. The penalties are as follows: (1) Dr. Tencer is to take and pass the Ethics and Boundaries Examination given by the National Board of Chiropractic Examiners before or on the October 27, 2005, Board meeting; (2) Dr. Tencer has been placed on probation until the October 27, 2005, Board meeting; and (3) Dr. Tencer was fined five hundred dollars (\$500.00) payable in a cashier's check thirty (30) days from the date of this order. Dr. Tencer is to be issued a duplicate Mississippi chiropractic license and therapeutic modality certificate. The hearing was adjourned at 10:10 a.m.

Concerning complaint #24-02, Dr. Hinman motioned to table this complaint until a signed complaint form is received. Dr. Ritch seconded. Motion passed unanimously.

Dr. Norville motioned to dismiss for lack of jurisdiction complaint #24-03. Dr. Hinman seconded. Motion passed unanimously.

Dr. Ritch motioned the following doctors have passed the Jurisprudence examination and will be issued a license: Robert E. Roach, D.C.; Shelley M. Shoemake, D.C.; and Chris M. Faler, D.C. Dr. Norville seconded. Motion passed unanimously.

Dr. Ritch motioned to approve pay vouchers. Dr. Norville seconded. Motion passed unanimously.

Dr. Norville motioned to approve the SPEC application for Charles Argubright, D.C., subject to receiving the physical therapy scores from National Board. Dr. Hinman seconded. Motion passed unanimously.

There being no further business, Dr. Hinman motioned for adjournment. Dr. Ritch seconded. Motion passed unanimously.

Meeting adjourned at 10:42 a.m.

Next scheduled Board meeting:	July 22, 2004
Next scheduled examination:	July 22, 2004

Respectfully submitted,

Executive Secretary

**MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS
MINUTES OF JULY 22, 2004**

The Board of Chiropractic Examiners met at the Hampton Inn and Suites, Jackson, MS. The meeting was called to order at 8:35 a.m. by Chairman Walker.

Those present: Thomas Walker, D.C., Chairman
 Munson Hinman, D.C., Vice Chairman
 L. A. Norville, D.C.
 David Ritch, D.C.
 Brian W. Amy, M.D.
 Michael Patterson, D.C.
 Steve Lawrence, Board Attorney
 Richard Walker, D.C., Executive Secretary

Chairman Walker declared a quorum..

Dr.Hinman motioned to elect Thomas Walker, D.C. Chairman by acclimation. Dr. Amy seconded. Motion passed unanimously.

Dr. Ritch motioned to elect Munson Hinman, D.C. Vice Chairman by acclimation. Dr. Patterson seconded. Motion passed unanimously.

Dr. Ritch motioned to accept the minutes of the April 22, 2004, Board meeting. Seconded by Dr. Hinman. Motion passed unanimously.

The Executive Secretary gave the following financial report: Appropriation for FY2004 is \$52,540.00. Expenses \$47,388.81. Cash in State Treasury is \$138,850.26. Dr. Norville motioned to accept the report as read. Dr. Ritch seconded. Motion passed unanimously.

Dr. Hinman presented the Continuing Education hours of the Mississippi Chiropractic Association for the next six months. These included a 6 hour seminar in Hattiesburg, Mississippi in August and the Fall Convention in Jackson, Mississippi in November. Dr

Patterson motioned to approve these hours for continuing education. Dr. Ritch seconded. Motion passed unanimously.

There was no rules and regulations report.

Dr. Ritch motioned to allow the following graduate chiropractors to sit the Jurisprudence examination: Jeremy Scott Jordan, D.C., Melaney YaJuan Littleton, D.C., Ricky R. Nash, D.C., Stacy N. Cameron, D.C., Jeremy T. Jernigan, D.C., William L. Powell, Jr., D.C., Joanie Lynn Winstead, D.C. and Amy C. Novac, D.C. They have met all requirements. Dr. Hinman seconded. Motion passed unanimously.

There was no Legislative report.

The Executive Secretary gave an update on the website. All information had been given to ITS and they were working on a demo site for all Board members to see and make comments.

Under old business, Complaint 23-02 was on the table. Dr. Hinman motioned to take complaint 23-02 off the table. Dr. Amy seconded. Motion passed unanimously. After discussion by the Board and on advise of counsel, Dr. Norville motioned to put complaint 23-02 in abeyance. Dr. Patterson seconded. Motion passed unanimously.

Under New Business, Chairman Walker welcomed Dr. Michael Patterson to the Board. He was appointed by the Governor and is the newest member of the Board.

The Board discussed with Jeremy Scott Jordan, D.C. the facts of the case surrounding his arrest in Texas.

Dr. Norville motioned to renew the contract with the AG's office for legal representation of the Board. Dr. Hinman seconded. Motion passed unanimously.

Dr. Ritch motion after discussion by the Board to renew the Extern certificate of Thomas Johnson, D.C. for the first time. Dr. Norville seconded. Motion passed unanimously.

Dr. Norville motioned after discussion on the Board to renew the Extern certificate of Patrick Ballard, D.C. for the first time. Dr. Ritch seconded. Motion passed unanimously.

On the possible rule changes, the Board decided to put this matter on the agenda for October and research the legality of this change.

Dr. Norville motioned to deny the reinstatement request of William Hinton, D.C. and to pursue an administrative hearing on this matter in October. Dr. Hinton is requested to appear at this time and show why his Mississippi license should be reinstated. Dr. Ritch seconded. Motion passed unanimously.

Dr. Ritch motioned the following doctors have passed the Jurisprudence examination and will be issued a license: Jeremy Scott Jordan, D.C., Melaney YaJuan Littleton, D.C., Ricky R. Nash, D.C., Stacy N. Cameron, D.C., Jeremy T. Jernigan, D.C., William L. Powell, Jr., D.C., Joanie Lynn Winstead, D.C. and Amy C. Novac, D.C. Dr. Hinman seconded. Motion passed unanimously.

Dr. Hinman motioned to approve pay vouchers. Dr. Patterson seconded. Motion passed unanimously.

After discussion by all Board members, possible changes in the CA rule will be further researched and brought up again in October.

There being no further business, Dr. Ritch motioned for adjournment. Dr. Patterson seconded. Motion passed unanimously.

Meeting adjourned at 10:10 a.m.

Next scheduled Board meeting: October 28, 2004

Next scheduled examination: October 28, 2004

Respectfully submitted,
Executive Secretary

**MISSISSIPPI STATE BOARD OF CHIROPRACTIC EXAMINERS
MINUTES OF OCTOBER 28, 2004**

The Board of Chiropractic Examiners met at the Hampton Inn and Suites, Jackson, MS. The meeting was called to order at 8:30 a.m. by Chairman Walker.

Those present: Thomas Walker, D.C., Chairman
 Munson Hinman, D.C., Vice Chairman
 David Ritch, D.C.
 Michael Patterson, D.C.
 Richard Walker, D.C., Executive Secretary

Those absent: L. A. Norville, D.C.
 Brian W. Amy, M.D.
 Steve Lawrence, Board Attorney

Chairman Walker declared a quorum.

Dr. Ritch motioned to accept the minutes of the July 22, 2004, Board meeting. Seconded by Dr. Hinman. Motion passed unanimously.

The Executive Secretary gave the following financial report: Appropriation for FY2004 is \$42,540.00. Expenses \$11,631.88. Cash in State Treasury is \$45,069.00. Revenue for the year is \$19,085.00. Dr. Patterson motioned to accept the report as read. Dr. Ritch seconded. Motion passed unanimously.

There was no continuing education report.

Chairman Walker appointed Dr. Patterson chairman of the Rules and Regulations Committee. There was no rules and regulations report.

Dr. Ritch motioned to allow the following graduate chiropractors to sit the Jurisprudence examination: Lolethia Hamilton, D.C. and Roger Barnick, D.C. They have met all requirements. Dr. Hinman seconded. Motion passed unanimously.

There was no legislative report.

Under old business, the Executive Secretary gave an update on the website, which is now in operation. The URL is www.msbce.ms.gov.

Dr. Patterson motioned to take off the table the rule change from the July Board meeting. Dr. Ritch seconded. Motion passed unanimously.

Dr. Hinman motioned a proposed change to Rule 12.1 to read, "The license renewal will be yearly with a renewal fee of one hundred dollars (\$100.00) per year." This will begin with the present renewal period. Dr. Ritch seconded. Motion passed unanimously.

Under New Business, the administrative hearing scheduled for William Hinton, D.C. was remanded to the file due to Dr. Hinton's withdrawal of his request for reinstatement.

There was discussion of House Bill #1279, which reduced the cash in the state treasury for the Board by \$101,239.00.

Dr. Ritch motioned to grant an extern certificate to Bradley Johnson, D.C. for six months. Grover Johnson, D.C. is the sponsoring doctor. Dr. Hinman seconded. Motion passed unanimously.

Dr. Patterson motioned to grant the emergency license to Richard Alexander, D.C. He is working for F. Wayne Alexander, D.C. Dr. Ritch seconded. Motion passed unanimously.

The Board is in favor of granting emergency licenses in between Board meetings with the approval of the majority of the Board. These emergency licenses would be placed into the minutes of the next Board meeting.

Dr. Hinman motioned to allow Angela Riffell, D.C. to take the SPEC examination for reciprocity. Dr. Patterson seconded. Motion passed unanimously.

Dr. Patterson motioned to remove Complaint #24-04 from the agenda due to the Board not having jurisdiction. Dr. Ritch seconded. Motion passed unanimously.

Dr. Ritch motioned to revoke the following chiropractic licenses due to non-payment of required renewal fees and/or continuing education hours. Dr. Hinman seconded. Motion passed unanimously.

Deronda Ashley, D.C.	Mark Bakeris, D.C.	Kari Bakeris, D.C.
Printess Charles, D.C.	Scott Timpanelli, D.C.	Donald Boylston, D.C.
Michael Chenoweth, D.C.	Kellie Gray, D.C.	Harold Lacassin, D.C.
Kenneth Lim, D.C.	Ned Martello, D.C.	Rockford McCord, D.C.
M. Greg Medlin, D.C.	Jennifer Peterson, D.C.	Michael Que, D.C.
Shelly Bennett, D.C.	Kenneth Huffman, D.C.	Benjamin Smith, D.C.

Dr. Hinman motioned to formalize the following fees for the profession in making copies of records and/or doing depositions. The profession may charge a twenty-five dollar (\$25.00) service charge with copies at \$1.00 a page for the first twenty (20) pages, \$0.50 a page for pages 21-50, and \$0.25 a page for all pages thereafter. Concerning depositions, this charge should be normal, reasonable, and customary, which the Board interprets as ten times the doctor's normal office call fee. Dr. Patterson seconded. Motion passed unanimously.

Concerning disability questionnaires and impairment ratings, the Board holds that a chiropractor is held to the same standards as the medical profession. Dr. Patterson so moved, with Dr. Ritch seconding. Motion passed unanimously.

On the question of whether the website can be used for primary notification of the profession, Dr. Hinman motioned to use the website for this, as well as paper memos to the profession. Dr. Patterson seconded. Motion passed unanimously.

Dr. Ritch motioned the following doctors have passed the Jurisprudence examination and will be issued a license: Lolethia Hamilton, D.C. and Roger Barnick, D.C. Dr. Hinman seconded. Motion passed unanimously.

Dr. Hinman motioned to approve pay vouchers. Dr. Ritch seconded. Motion passed unanimously.

Concerning Complaint #24-02, Dr. Hinman motioned to have an administrative hearing at the January 2005 Board meeting. Dr. Patterson seconded. Motion passed unanimously.

Concerning Complaint #24-05 and on advice of counsel, Dr. Patterson motioned that the Board had no jurisdiction over a non-professional person. The complaint of a doctor's wife was dismissed. Dr. Hinman seconded. Motion passed unanimously.

After discussion, Dr. Patterson motioned a proposed change to Rule 15.3(3) to read, "This program can be renewed at the discretion of the Board." Dr. Ritch seconded. Motion passed unanimously.

There being no further business, Dr. Ritch motioned for adjournment. Dr. Patterson seconded. Motion passed unanimously.

Meeting adjourned at 10:35 a.m.

Next scheduled Board meeting:	January 27, 2005
Next scheduled examination:	January 27, 2005

Respectfully submitted,

Richard W. Walker, D.C.
Executive Secretary

Signed by Chairman Walker as approved on 1/27/05.